



General Assembly

Substitute Bill No. 34

January Session, 2005

* _____SB00034JUD__041505_____*

AN ACT AUTHORIZING THE ISSUANCE OF PROTECTIVE ORDERS IN HARASSMENT CASES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 54-1k of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2005*):

3 Upon the arrest of a person for a violation of section 53a-181c, 53a-
4 181d or 53a-181e, the court may issue a protective order pursuant to
5 this section. Upon the arrest of a person for a violation of section 53a-
6 182b or 53a-183, the court may issue a protective order pursuant to this
7 section if it finds that such violation caused the victim to reasonably
8 fear for his or her physical safety. Such order shall be an order of the
9 court, and the clerk of the court shall cause a certified copy of such
10 order to be sent to the victim, and a copy of such order, or the
11 information contained in such order, to be sent by facsimile or other
12 means within forty-eight hours of its issuance to the appropriate law
13 enforcement agency. A protective order issued under this section may
14 include provisions necessary to protect the victim from threats,
15 harassment, injury or intimidation by the defendant, including but not
16 limited to, an order enjoining the defendant from (1) imposing any
17 restraint upon the person or liberty of the victim, (2) threatening,
18 harassing, assaulting, molesting or sexually assaulting the victim, or
19 (3) entering the dwelling of the victim. Such order shall be made a

20 condition of the bail or release of the defendant and shall contain the
 21 following language: "In accordance with section 53a-223 of the
 22 Connecticut general statutes, any violation of this order constitutes
 23 criminal violation of a protective order which is punishable by a term
 24 of imprisonment of not more than five years, a fine of not more than
 25 five thousand dollars, or both. Additionally, in accordance with section
 26 53a-107 of the Connecticut general statutes, entering or remaining in a
 27 building or any other premises in violation of this order constitutes
 28 criminal trespass in the first degree [. These are criminal offenses each]
 29 which is punishable by a term of imprisonment of not more than one
 30 year, a fine of not more than two thousand dollars, or both. Violation
 31 of this order also violates a condition of your bail or release and may
 32 result in raising the amount of bail or revoking release." The
 33 information contained in and concerning the issuance of any protective
 34 order issued under this section shall be entered in the registry of
 35 protective orders pursuant to section 51-5c.

This act shall take effect as follows and shall amend the following sections:

Section 1	October 1, 2005	54-1k
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JUD *Joint Favorable Subst.*